

John D. Fiero (*admitted pro hac vice*)  
Jason H. Rosell (*admitted pro hac vice*)  
PACHULSKI STANG ZIEHL & JONES LLP  
One Sansome Street, 34th Floor, Suite 3430  
San Francisco, CA 94104  
Tel: (415) 263-7000  
E-mail: jfiero@pszjlaw.com  
jrosell@pszjlaw.com

Matthew C. Zirzow (NV Bar No. 7222)  
Zachariah Larson (NV Bar No. 7787)  
LARSON & ZIRZOW LLC  
850 E. Bonneville Ave.  
Las Vegas, NV 89101  
Tel: (702) 382-1170  
Email: mzirzow@lzlawnv.com  
zlarson@lzlawnv.com

[Proposed] Counsel to the Official  
Committee of Unsecured Creditors

[Proposed] Counsel to the Official  
Committee of Unsecured Creditors

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:  
  
MUSCLEPHARM CORPORATION,  
  
Debtor.

Case No. 22-14422-nmc  
Chapter 11

Date: February 9, 2023  
Time: 10:30 a.m.

**THIRD STIPULATION TO CONTINUE BRIEFING DEADLINES RE: FINAL  
HEARING RE: DEBTOR'S MOTION FOR ENTRY OF INTERIM AND FINAL  
ORDERS: (I) AUTHORIZING DEBTOR TO OBTAIN POST-PETITION FINANCING,  
(II) GRANTING PRIMING LIENS AND ADMINISTRATIVE EXPENSE CLAIMS, (III)  
AUTHORIZING THE DEBTOR'S USE OF CASH COLLATERAL, (IV) MODIFYING  
THE AUTOMATIC STAY, AND (V) GRANTING RELATED RELIEF**

The Official Committee of Unsecured Creditors (the "Committee") and MusclePharm Corporation, a Nevada corporation (the "Debtor") and collectively the "Parties"), by and through their respective undersigned counsel, hereby stipulate and agree (the "Third Stipulation") as follows:

1. On December 15, 2022 (the "Petition Date"), the Debtor filed its voluntary petition under chapter 11 of title 11 of the United States Code (the "Bankruptcy Code"), thereby commencing the above-referenced bankruptcy case.

2. On January 3, 2023, the Debtor filed its *Emergency Motion for Entry of Interim and Final Orders: (I) Authorizing Debtor to Obtain Post-Petition Financing, (II) Granting Priming Liens and Administrative Expense Claims, (III) Authorizing the Debtor's Use of Cash Collateral, (IV) Modifying the Automatic Stay, and (V) Granting Related Relief* (the "Motion") [ECF No. 33].

1           3.       On January 4, 2023, the United States Trustee's Office through the United States  
2 Department of Justice, appointed the members of the official committee of unsecured creditors  
3 (collectively, the "Committee"), and the law firms of Pachulski Stang Ziehl & Johnes LLP and  
4 Larson & Zirzow, LLC are proposed counsel to the Committee.

5           4.       On January 9, 2023, the Court entered the first interim order on the Motion [ECF  
6 No. 74], and on January 23, 2023, entered a second interim order with respect to approval of the  
7 Motion on an interim basis, and setting a final hearing date on the Motion for February 9, 2023 at  
8 10:30 a.m. (the "Final Hearing") [ECF No. 105].

9           5.       On or about January 25, 2023, the Parties entered into the first stipulation ("First  
10 Stipulation") requesting an extension of the briefing periods regarding Debtor's Motion, which  
11 First Stipulation was approved by an order entered on January 26, 2023 [ECF No. 158].

12           6.       On or about February 1, the Parties entered into a second stipulation ("Second  
13 Stipulation") requesting the extension of the briefing periods regarding Debtor's Motion, which  
14 Second Stipulation was approved by an order entered on February 3, 2023 [ECF No. 192].

15           7.       At the request of the Committee's counsel for an additional extension, the Parties  
16 have conferred and agreed to adjust the briefing schedule as set forth in the Second Stipulation  
17 regarding the Motion for the Final Hearing.

18           NOW, THEREFORE, the Parties request that the Court enter the proposed Order attached  
19 hereto as Exhibit 1, thereby approving this Third Stipulation and directing that the Committee's  
20 opposition to the final approval of the Motion be extended to February 6, 2023, and the Debtor's  
21 reply by 12:00 p.m. noon on February 8, 2023.

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1 Dated: February 3, 2023.

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3 BY: /s/ Matthew C. Zirzow  
4 LARSON & ZIRZOW LLC  
5 MATTHEW C. ZIRZOW, ESQ.  
6 Nevada Bar No. 7222  
7 ZACHARIAH LARSON, ESQ.  
8 Nevada Bar No. 7787  
9 850 E. Bonneville Ave.  
10 Las Vegas, NV 89101  
11 Tel: (702) 382-1170  
12 Email: [mzirzow@lzlawnv.com](mailto:mzirzow@lzlawnv.com)  
13 [zlarson@lzlawnv.com](mailto:zlarson@lzlawnv.com)

By: /s/ Samuel A. Schwartz  
SCHWARTZ LAW, PLLC  
SAMUEL A. SCHWARTZ, ESQ.  
Nevada Bar No. 10985  
Email: [saschwartz@nvfirm.com](mailto:saschwartz@nvfirm.com)  
BRYAN A. LINDSEY, ESQ.  
Nevada Bar No. 10662  
Email: [blindsey@nvfirm.com](mailto:blindsey@nvfirm.com)  
601 E. Bridger Ave.  
Las Vegas, NV 89101

Counsel for Debtor

14 -and-

15 PACHULSKI STANG ZIEHL & JONES LLP  
16 JOHN D. FIERO (*admitted pro hac vice*)  
17 JASON H. ROSELL (*admitted pro hac vice*)  
18 One Sansome Street, 34th Floor, Suite 3430  
19 San Francisco, CA 94104  
20 Tel: (415) 263-7000  
21 E-mail: [jfiero@pszjlaw.com](mailto:jfiero@pszjlaw.com)  
22 [jrosell@pszjlaw.com](mailto:jrosell@pszjlaw.com)

23 [Proposed] Counsel to the Official  
24 Committee of Unsecured Creditors  
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EXHIBIT 1

EXHIBIT 1

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Jason H. Rosell (*admitted pro hac vice*)  
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San Francisco, CA 94104  
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E-mail: [jfiero@pszjlaw.com](mailto:jfiero@pszjlaw.com)  
[jrosell@pszjlaw.com](mailto:jrosell@pszjlaw.com)

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Email: [mzirzow@lzlawnv.com](mailto:mzirzow@lzlawnv.com)  
[zlarson@lzlawnv.com](mailto:zlarson@lzlawnv.com)

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In re:

MUSCLEPHARM CORPORATION,  
  
Debtor.

Case No. 22-14422-nmc  
Chapter 11

Date: February 9, 2023  
Time: 10:30 a.m.

**ORDER APPROVING THIRD STIPULATION TO CONTINUE BRIEFING  
DEADLINES RE: FINAL HEARING RE: DEBTOR'S MOTION FOR ENTRY OF  
INTERIM AND FINAL ORDERS: (I) AUTHORIZING DEBTOR TO OBTAIN POST-  
PETITION FINANCING, (II) GRANTING PRIMING LIENS AND ADMINISTRATIVE  
EXPENSE CLAIMS, (III) AUTHORIZING THE DEBTOR'S USE OF CASH  
COLLATERAL, (IV) MODIFYING THE AUTOMATIC STAY,  
AND (V) GRANTING RELATED RELIEF**

The Official Committee of Unsecured Creditors (the "Committee") and MusclePharm Corporation (the "Debtor" and collectively the "Parties"), by and through their respective undersigned counsel, having filed their *Third Stipulation to Continue Briefing Deadlines Re: Final Hearing on Debtor's Motion for Entry of Interim and Final Orders: (I) Authorizing Debtor*

1 to Obtain Post-Petition Financing, (II) Granting Priming Liens and Administrative Expense  
2 Claims, (III) Authorizing the Debtor's Use of Cash Collateral, (IV) Modifying the Automatic  
3 Stay, and (V) Granting Related Relief (the "Third Stipulation")<sup>1</sup>; the Court having reviewed and  
4 considered the Stipulation; and good cause appearing:

5 **IT IS HEREBY ORDERED:**

6 1. The Third Stipulation is APPROVED; and

7 2. The Committee's opposition to final approval of the *Emergency Motion for Entry*  
8 *of Interim and Final Orders: (I) Authorizing Debtor to Obtain Post-Petition Financing, (II)*  
9 *Granting Priming Liens and Administrative Expense Claims, (III) Authorizing the Debtor's Use*  
10 *of Cash Collateral, (IV) Modifying the Automatic Stay, and (V) Granting Related Relief* [ECF  
11 No. 33] is extended to February 6, 2023, and the Debtor's reply by 12:00 p.m. noon on February  
12 8, 2023.

13 **IT IS SO ORDERED.**

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<sup>1</sup> Unless otherwise indicated, all capitalized terms herein shall have the same meaning as set forth in the Stipulation.  
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1 BY: /s/ Matthew C. Zirzow  
2 LARSON & ZIRZOW LLC  
3 MATTHEW C. ZIRZOW, ESQ.  
4 Nevada Bar No. 7222  
5 ZACHARIAH LARSON, ESQ.  
6 Nevada Bar No. 7787  
7 850 E. Bonneville Ave.  
8 Las Vegas, NV 89101  
9 Tel: (702) 382-1170  
10 Email: mzirzow@lzlawnv.com  
11 zlarson@lzlawnv.com

By: /s/ Samuel A. Schwartz  
SCHWARTZ LAW, PLLC  
SAMUEL A. SCHWARTZ, ESQ.  
Nevada Bar No. 10985  
Email: saschwartz@nvfirm.com  
BRYAN A. LINDSEY, ESQ.  
Nevada Bar No. 10662  
Email: blindsey@nvfirm.com  
601 E. Bridger Ave.  
Las Vegas, NV 89101

Counsel for Debtor

8 -and-

9 PACHULSKI STANG ZIEHL & JONES LLP  
10 JOHN D. FIERO (*admitted pro hac vice*)  
11 JASON H. ROSELL (*admitted pro hac vice*)  
12 One Sansome Street, 34th Floor, Suite 3430  
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